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In accordance with 37 CFR 1.97(g), the filing of this Information Disclosure Statement shall not be construed to mean that a search has been made or that no other material information as defined in 37 CFR 1.56(a) exists. In accordance with 37 CFR 1.97(h), the filing of this Information Disclosure statement shall not be construed to be an admission that any patent, publication or other information referred to therein is "prior art" for this invention unless specifically designated as such.

It is submitted that the Information Disclosure Statement is in compliance with 37 CFR 1.98 and the Examiner is respectfully requested to consider the listed references.

This Information Disclosure Statement is filed before the mailing date of a first Office Action on the merits as far as is known to the undersigned (37 CFR 1.97(b)(3)). It is therefore believed that no fee is required for this submission. However, should it be determined that any fee is required for this application or that any refund is owed, then the Commissioner is hereby requested and authorized to charge the required fee(s) and/or credit the refund(s) owed to Deposit Account No. 04-0100 of Applicants' undersigned attorneys/agents.

Dated: February 23, 2006

Respectfully submitted,

By Jonathan M. Spenser
Jonathan M. Spenser, Ph.D.

Registration No.: 57,268
DARBY & DARBY P.C.
P.O. Box 5257
New York, New York 10150-5257
(212) 527-7700
(212) 527-7701 (Fax)
Attorneys/Agents For Applicant

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| Substitute for form 1449A/B/PTO <div style="text-align: center;"> SECOND INFORMATION DISCLOSURE STATEMENT BY APPLICANT </div> | | | | Complete if Known | |
| | | | | Application Number | 10/555,860 |
| | | | | Filing Date | November 1, 2005 |
| | | | | First Named Inventor | Christopher P. Holmes |
| | | | | Art Unit | N/A |
| | | | | Examiner Name | Not Yet Assigned |
| Sheet | 2 | of | 4 | Attorney Docket Number | 04279/100M213-US1 |

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| | FPD8 | WO 01/59078 | 08-16-2001 | Mountain View Pharmaceuticals Inc. | | |

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| | | | | Application Number | 10/555,860 |
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| | | | | First Named Inventor | Christopher P. Holmes |
| | | | | Art Unit | N/A |
| | | | | Examiner Name | Not Yet Assigned |
| | | | | Attorney Docket Number | 04279/100M213-US1 |
| Sheet | 3 | of | 4 | | |

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| | FPD13 | WO 04/060300 | 07-22-2004 | Mountain View Pharmaceuticals, Inc. | | |
| | FPD14 | WO 04/100997 | 11-25-2004 | Affymax, Inc. | | |

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| Examiner Initials | Cite No. ¹ | Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published. | T ² |
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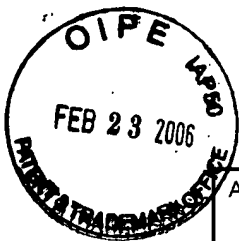
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| | | | | First Named Inventor | Christopher P. Holmes |
| | | | | Art Unit | N/A |
| | | | | Examiner Name | Not Yet Assigned |
| | | | | Attorney Docket Number | 04279/100M213-US1 |
| Sheet | 4 | of | 4 | | |

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*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

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|-----------------------|--------------------|--|
| Examiner Signature | Date Considered | |
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Application No. (if known): 10/555,860;

Attorney Docket No.: 04279/100M213-US1

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